IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

NANCY E. LEWEN :

Civil Action No. 1:17-cv-148-SPB

Plaintiff,

.

Judge Susan Paradise Baxter

PENNSYLVANIA SOLDIERS' AND

v.

SAILORS' HOME (PSSH), BARBARA

RAYMOND, PENNSYLVANIA

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS, BRIGADIER

GENERAL ANTHONY CARRELLI,

PENNSYLVANIA STATE CIVIL SERVICE : COMMISSION, CHAIRMAN BRYAN R. : LENTZ, COMMISSSIONER ODELFA : :

SMITH PRESTON AND COMMISSIONER

GREGORY M. LANE,

:

Defendants.

MOTION FOR EXTENSION OF TIME

AND NOW, comes Defendant Raymond, and moves this Honorable Court for an extension of time to submit her Motion for Summary Judgment based on the following:

- 1. This case arises from Plaintiff's termination from her employment with Pennsylvania Soldiers and Sailors Home (PASSH), and her efforts to contest that termination through the civil service procedures available to her. Plaintiffs' Second Amended Complaint (SAC) (ECF 31) contains the operative factual assertions.
- 2. Following the Defendants' submission of a 12(b)(6) motion, and Plaintiff's responses thereto, the Court granted in part and denied in part the motion, holding that Plaintiff could proceed with a claim for retaliation and freedom of speech against Defendant Raymond.
 - 3. The parties engaged in discovery and Plaintiff's deposition was conducted.

4. Presently, Defendants' motion for summary judgment is due on March 6, 2020.

5. Due to out of office depositions and court appearances, as well as upcoming

personnel changes, undersigned counsel, regrettably, is unable to comply with this deadline.

6. As such, it is respectfully requested that the Court grant an extension of 45 days in

which to file a dispositive motion on behalf of Defendant Raymond.

7. It is not believe that this request for extension will be prejudicial to the Plaintiff.

WHEREFORE, Defendant Raymond requests an extension of time to submit the

dispositive Motion, supporting documents, and any appropriate responses and replies which may

be necessary.

Respectfully submitted,

JOSH SHAPIRO Attorney General

By: /s/ Yana L. Warshafsky

Yana L. Warshafsky Deputy Attorney General

KAREN M. ROMANO

Chief Deputy Attorney General

Attorney ID: 312915

Office of Attorney General 1251 Waterfront Place, Mezzanine Level

Pittsburgh, PA 15222

Date: March 5, 2020 Counsel for Defendants

Civil Litigation Section

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within **MOTION FOR EXTENSION OF TIME** was electronically filed with the Court and served upon the following by first class mail:

Nancy E. Lewen 150 Chad Brown St Providence, RI 02908

> /s/ Yana L. Warshafsky Yana L. Warshafsky Deputy Attorney General

Office of Attorney General 1251 Waterfront Place, Mezzanine Level Pittsburgh, PA 15222

Date: March 5, 2020